

Cherwell District Council

Council

Minutes of a meeting of the Council held at Virtual meeting, on 7 September 2020 at 6.30 pm

Present:

Councillor David Hughes (Chairman)

Councillor Andrew Beere
Councillor Maurice Billington
Councillor Mike Bishop
Councillor John Broad
Councillor Hugo Brown
Councillor Phil Chapman
Councillor Mark Cherry
Councillor Colin Clarke
Councillor Conrad Copeland
Councillor Ian Corkin
Councillor Surinder Dhese
Councillor John Donaldson
Councillor Sean Gaul
Councillor Carmen Griffiths
Councillor Timothy Hallchurch MBE
Councillor Chris Heath
Councillor Simon Holland
Councillor Shaida Hussain
Councillor Tony Ilott
Councillor Mike Kerford-Byrnes
Councillor James Macnamara
Councillor Kieron Mallon
Councillor Nicholas Mawer
Councillor Andrew McHugh
Councillor Tony Mephram
Councillor Ian Middleton
Councillor Perran Moon
Councillor Richard Mould
Councillor Cassi Perry
Councillor Lynn Pratt
Councillor George Reynolds
Councillor Barry Richards
Councillor Dan Sames
Councillor Les Sibley
Councillor Jason Slaymaker
Councillor Katherine Tyson
Councillor Tom Wallis
Councillor Fraser Webster
Councillor Bryn Williams
Councillor Lucinda Wing

Councillor Barry Wood
Councillor Sean Woodcock

Apologies for absence:

Councillor Hannah Banfield
Councillor Nathan Bignell
Councillor Nick Cotter

Officers:

Yvonne Rees, Chief Executive
Stephen Chandler, Corporate Director Adults & Housing Services
Steve Jordan, Corporate Director Commercial Development, Assets & Investment & (Interim) Monitoring Officer
Lorna Baxter, Director of Finance & Section 151 Officer
Claire Taylor, Corporate Director Customers and Organisational Development
David Peckford, Assistant Director: Planning and Development
Maria Dopazo, Acting Planning Policy, Conservation & Design Manager
Chris Thom, Principal Planning Policy Officer
Yuen Wong, Principal Planning Policy Officer
Sharon Whiting, Principal Planning Policy Officer
Richard Hawtin, Team Leader Property & Contracts
Natasha Clark, Governance and Elections Manager

26 **Welcome**

The Chairman welcomed councillors, officers and members of the public and press to the virtual meeting of Full Council.

27 **Declarations of Interest**

There were no declarations of interest.

28 **Communications**

Special Meeting

The Chairman reminded Councillors that as this was a special meeting, the minutes of committees were not taken and there were no questions or motions on the agenda. These items would be included on the agenda at the next scheduled Council meeting on Monday 19 October.

The Chairman confirmed that the usual meeting procedure rules apply in terms of Members speaking on items, including the length of speeches were still applicable.

Housekeeping

The Chairman reminded Members of the protocol and etiquette for virtual meetings.

Former Councillors Maureen Hastings and Keith Mitchell CBE

The Chairman referred to the sad passing of former Cherwell Councillor Maureen Hastings on 25 July 2020 at the age of 92.

Mrs Hastings had been a valued member of the council, serving the Yarnton ward for over 26 years from 1982 to 2008.

Mrs Hastings served on numerous committees during her time as a councillor, including housing services, estates, economic development, planning, personnel, finance and appeals.

Mrs Hastings was elected the council's Vice-Chairman in May 2001 and became Chairman in 2002. She held this role for 2 years until 2004, when she was re-elected Vice-Chairman for a further year from 2004-2005.

As well as serving on Cherwell District Council, Mrs Hastings was also an elected member of Oxfordshire County Council.

On behalf of Council, the Chairman extended condolences to former Councillor Hasting's sons and their families.

The Chairman referred to the sad passing of former Cherwell Councillor Keith Mitchell CBE on 26 August 2020.

Mr Mitchell had been elected to Cherwell District Council in 1990, serving the Bloxham ward until he stood down in 2002.

Mr Mitchell served on numerous committees including, Housing, Estates, Finance, Policy, Banbury Town Council re-development working party, Appeals and the Personnel and General Committee.

Mr Mitchell was also an elected member of Oxfordshire County Council, representing Bloxham, Adderbury, Bodicote and the surrounding areas of north Oxfordshire between 1989 and 2013. Mr Mitchell served as Leader of the County Council from 2001-2012.

Mr Mitchell was appointed a CBE in Her Majesty The Queen's birthday honours in June 2007 for his services to local government.

The Chairman advised that due to the current restrictions, a private funeral would be held for former Councillor Keith Mitchell. In the meantime, on behalf of Council, the Chairman extended condolences to Keith's wife, Lynda, and family.

A number of Members paid tribute to former Councillor Maureen Hastings and former Councillor Keith Mitchell CBE.

Members held a period of silence in memory of former Councillor Maureen Hastings and former Councillor Keith Mitchell CBE.

29 **Petitions and Requests to Address the Meeting**

The Chairman advised the meeting that there were no petitions but there were fifteen requests to address the meeting, on agenda item 11, Partial Review of the Cherwell Local Plan 2011-2031 – Oxford's Unmet Housing Need: Inspector's Report and Plan Adoption. The public speakers would each be able to speak for up to 5 minutes and would be called to address the meeting prior to the item being considered by Council.

30 **Urgent Business**

There were no items of urgent business.

31 **Minutes of Council**

The minutes of the meeting held on 20 July 2020 were agreed as a correct record, to be signed by the Chairman in due course.

32 **Update report from the Leader of the Council following a meeting of Oxfordshire Local Authority leaders and Chair of Oxfordshire LEP with Simon Clarke MP (Minister of State - Housing, Communities and Local Government) on the 7 September**

The Chairman advised that due to urgent Parliamentary business this meeting had been postponed and there was therefore no update report submitted to Council.

33 **Appointment of Monitoring Officer**

The Chief Executive submitted a report to appoint a permanent Monitoring Officer following the recruitment process for the vacant Director Law and Governance post.

Resolved

- (1) That Anita Bradley be appointed as the Council's Monitoring Officer with effect from the date of her taking up the post of Director of Law and Governance.

34 **Delegation of enforcement powers from Oxfordshire County Council to Cherwell District Council under Covid-19 legislation**

The Director of Public Health and Wellbeing submitted a report for Council to accept the delegation of powers granted to Oxfordshire County Council under The Health Protection (Coronavirus, Restriction) (England) (No.3) Regulations 2020 that give local authorities powers relating to the control and prevention of coronavirus.

Resolved

- (1) That the delegation of powers to enable Cherwell District Council to carry out enforcement actions detailed by The Health Protection (Coronavirus, Restriction) (England) (No.3) Regulations 2020 be accepted.
- (2) That the Assistant Director Regulatory Services, acting in consultation with the Director Law and Governance and the Corporate Director Finance, be authorised to enter into all necessary and appropriate contracts and agreements to implement the delivery of the enforcement work on behalf of Oxfordshire County Council (OCC).
- (3) That authority be delegated to the Assistant Director Regulatory Services to perform the enforcement duties of OCC set out in any such agreements referred to above.

35 **Revised Budget 2020/21**

The Director of Finance submitted a report which proposed a revised budget for 2020/21 to reflect the financial impact of COVID-19 and includes proposed savings required in order to achieve a balanced budget

Resolved

- (1) That the savings as set out in the Annex to the Minutes (as set out in the Minute Book) be approved.
- (2) That a £1.2m use of the reserves as identified in Table 1 below be approved.
- (3) That the revised budget as set out in Table 1 below be approved:

| Table 1 - Proposed Budget Reset Budget Virement | | | | | | |
|--|---------------------------------|-----------------------------|-----------------------------|--------------------------------|-------------------------------|------------------------------|
| Directorate | Covid-19 Virement £m | BAU Pressures £m | Total Savings £m | Overall Virement £m | Original Budget £m | Revised Budget £m |
| Place and Growth | 0.650 | 0.176 | (0.426) | 0.400 | 3.506 | 3.906 |
| Customer and OD | 0.202 | 0.000 | (0.301) | (0.099) | 3.918 | 3.819 |
| Adults and Housing Services | 0.364 | 0.000 | (0.272) | 0.092 | 2.932 | 3.024 |
| Public Health and Wellbeing | 0.326 | 0.000 | (0.484) | (0.158) | 3.066 | 2.908 |
| CDA&I | 2.617 | 0.000 | (0.694) | 1.923 | 2.115 | 4.038 |
| Communities | 1.393 | 0.310 | (0.195) | 1.508 | 6.429 | 7.937 |
| Corporate | 1.163 | 0.000 | 0.000 | 1.163 | 0.000 | 1.163 |
| Sub Total - Directorate | 6.715 | 0.486 | (2.372) | 4.829 | 21.966 | 26.795 |
| Executive Matters: | | | | | | |
| Treasury | 0.000 | 0.000 | (0.472) | (0.472) | | |
| Government Grant | (3.175) | 0.000 | 0.000 | (3.175) | | |
| Application of Reserves | 0.000 | 0.000 | (1.182) | (1.182) | | |
| Sub Total - Executive Matters | (3.175) | 0.000 | (1.654) | (4.829) | 3.638 | (1.191) |
| Total | 3.540 | 0.486 | (4.026) | 0.000 | 25.604 | 25.604 |

36

Partial Review of the Cherwell Local Plan 2011-2031 - Oxford's Unmet Housing Need: Inspector's Report and Plan Adoption

The Assistant Director - Planning and Development submitted a report to consider the Inspector's Report on the Examination of the Partial Review of the Cherwell Local Plan 2011-2031 - Oxford's Unmet Housing Need (the Partial Review Plan), to consider whether to approve Main Modifications to the Plan as recommended by the Inspector together with minor modifications, and to consider whether to adopt the Plan, as modified.

The Chairman invited those people who had registered to address Council on the item to speak prior to Council's consideration of the item. Council heard from the following public speakers:

Richard Jurd, local resident
 Rob Ruck, local resident
 Sir David Gilmour, Chairman of Cherwell District CPRE
 Margaret Eynon, representing Greenway, a group of golfers opposed to the closure of North Oxford Golf Club
 Jackie Hoyle, local resident
 Keith Johnston, local resident
 Linda Ward, Secretary of Cherwell Development Watch Alliance (CWDA) and Chair of Kidlington Development Watch, speaking on behalf of the CDWA, representing several neighbourhood communities
 Graham Thompson, local resident and Chairman of Yarnton Parish Council
 David Brown, local resident and Yarnton Parish Councillor with responsibility for highways
 Mr Lindsay Gregory, local resident
 Catherine Henderson, local resident

Dr Padraig Looney, local resident
Diane Taylor, local resident

In introducing the report, the Lead Member for Planning, Councillor Clarke, commended the Assistant Director Planning and Development and the Planning Policy team for their hard work on the main modifications to the Partial Review of the Local Plan.

In the course of the debate it was proposed by Councillor Middleton and seconded by Councillor Copeland that a recorded vote be taken on the report.

Having been proposed and seconded, a recorded vote was duly taken, and Members voted as follows:

| | |
|--------------------------------|---------|
| Councillor Andrew Beere | Against |
| Councillor Maurice Billington | Against |
| Councillor Mike Bishop | For |
| Councillor John Broad | Against |
| Councillor Hugo Brown | For |
| Councillor Phil Chapman | For |
| Councillor Mark Cherry | Against |
| Councillor Colin Clarke | For |
| Councillor Conrad Copeland | Against |
| Councillor Ian Corkin | For |
| Councillor Surinder Dhesi | Against |
| Councillor John Donaldson | For |
| Councillor Sean Gaul | For |
| Councillor Carmen Griffiths | Against |
| Councillor Timothy Hallchurch | For |
| Councillor Chris Heath | For |
| Councillor Simon Holland | For |
| Councillor David Hughes | For |
| Councillor Shaida Hussain | For |
| Councillor Tony Ilott | For |
| Councillor Mike Kerford-Byrnes | For |
| Councillor James Macnamara | For |
| Councillor Kieron Mallon | For |
| Councillor Nick Mawer | For |
| Councillor Andrew McHugh | For |

| | |
|----------------------------|---------|
| Councillor Tony Mepham | For |
| Councillor Ian Middleton | Against |
| Councillor Perran Moon | Against |
| Councillor Richard Mould | For |
| Councillor Cassi Perry | Against |
| Councillor Lynn Pratt | For |
| Councillor George Reynolds | For |
| Councillor Barry Richards | Against |
| Councillor Dan Sames | For |
| Councillor Les Sibley | Against |
| Councillor Katherine Tyson | Against |
| Councillor Tom Wallis | For |
| Councillor Douglas Webb | For |
| Councillor Fraser Webster | Against |
| Councillor Bryn Williams | For |
| Councillor Lucinda Wing | For |
| Councillor Barry Wood | For |
| Councillor Sean Woodcock | Against |

Resolved

- (1) That the conclusions of the Inspector's Report be noted and the Inspector's recommended Main Modifications (Annex to the Minutes as set out in the Minute Book) be endorsed.
- (2) That the incorporation of the minor modifications set out in the Annex to the Minutes (as set out in the Minute Book) be endorsed.
- (3) That the necessary changes to the Housing Trajectory and Infrastructure Schedule (Annexes to the Minutes as set out in the Minute Book) arising from the Inspector's recommendations and Main Modifications be noted.
- (4) That the Equalities Impact Assessment (Annex to the Minutes as set out in the Minute Book) be noted.
- (5) That the final Policies Maps (Annexes to the Minutes as set out in the Minute Book) be noted.
- (6) That the Partial Review of the Cherwell Local Plan as presented in the Annex to the Minutes (as set out in the Minute Book) be adopted as part of the statutory development plan.

- (7) That the publication of an updated Adopted Policies Map to illustrate graphically the application of policies contained in the adopted development plan be delegated to the Assistant Director – Planning and Development
- (8) That the correction of minor spelling, grammatical or typographical errors and any minor improvements from a presentational perspective prior to the publication of the Local Plan be delegated to the Assistant Director – Planning and Development.
- (9) That the Assistant Director – Planning and Development be authorised to publish the Sustainability Appraisal Adoption Statement and Local Plan Adoption Statement (Annexes to the Minutes as set out in the Minute Book).

The meeting ended at 10.36 pm

Chairman:

Date: